

FRANKLIN BROCKWAY GOWDY,
SBN 47918
THOMAS D. KOHLER, SBN 207917
MORGAN, LEWIS & BOCKIUS LLP
One Market, Spear Street Tower
San Francisco, CA 94105-1126
Tel: 415.442.1000
Fax: 415.442.1001

DAVID C. BOHRER, SBN 212397
MICHAEL J. LYONS, SBN 202284
MORGAN, LEWIS & BOCKIUS LLP
2 Palo Alto Square
3000 El Camino Real, Suite 700
Palo Alto, CA 94306-2212
Tel: 650.843.4000
Fax: 650.843.4001
Attorneys for Plaintiff and Counter-
defendant
NIDEC CORPORATION

MARTIN R. GLICK, SBN 40187
SIMON J. FRANKEL, SBN 171552
HOWARD RICK NEMEROVSKI CANADY
FALK & RABKIN
A Professional Corporation
Three Embarcadero Center, 7th Floor
San Francisco, CA 94111-4024
Tel: 415.434.1600
Fax: 415.217.5910

MORTON AMSTER (pro hac vice)
ANTHONY F. LO CICERO (pro hac vice)
CHARLES R. MACEDO (pro hac vice)
AMSTER, ROTHSTEIN & EBENSTEIN LLP
90 Park Avenue
New York, NY 10016
Tel: 212.336.8000
Fax: 212.336.8001
Attorneys for Defendants
AGILIS INC. (misidentified as "KABUSHIKI
KAISHA AGILIS" in the Complaint), and
AGILIS TECHNOLOGY INC.
and Defendant and Counter-plaintiff
Defendants VICTOR COMPANY OF JAPAN,
LTD., and JVC COMPONENTS (THAILAND)
CO., LTD.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

NIDEC CORPORATION,

Plaintiff,

v.

VICTOR COMPANY OF JAPAN, LTD.,
JVC COMPONENTS (THAILAND) CO.,
LTD., KABUSHIKI KAISHA AGILIS, and
AGILIS TECHNOLOGY INC.,

Defendants.

No. C05 00686 WDB

**AMENDED STIPULATION AND
ORDER SELECTING ADR
PROCESS [ADR L.R. 3-5]**

ADR CERTIFICATION

*(The Stipulation and [Proposed] Order Selecting ADR Process [ADR L.R. 3-5] was timely filed
on May 25, 2005. This amendment is limited to substituting client signatures for Defendants.)*

**AMENDED STIPULATION AND ORDER SELECTING ADR PROCESS/ADR
CERTIFICATION**

Rev 4/01

The parties stipulate to participate in the following ADR process:

Court Processes:

___ Arbitration ___ ENE ___ Mediation

(Use space below to provide any information regarding timing of session, preferred subject matter expertise of neutral, or other issues.)

Private Process:

X Private ADR *(please identify process and provider)*

The parties have agreed to private mediation and are in the process of negotiating a schedule and provider.

(For e-filers, please consult General Order No. 45, Section X regarding signatures.)

Respectfully submitted,

Dated: May 25, 2005 MORGAN, LEWIS & BOCKIUS LLP

By: /s/ David C. Bohrer
David C. Bohrer

Dated: May 25, 2005 HOWARD RICK NEMEROVSKI CANADY FALK &
RABKIN

By: /s/ Anthony F. Lo Cicero
Anthony F. Lo Cicero

Dated: May 25, 2005 AMSTER, ROTHSTEIN & EBENSTEIN LLP

By: /s/ Anthony F. Lo Cicero
Anthony F. Lo Cicero

IT IS SO ORDERED:

Dated: May 26, 2005

By: / s /
Wayne D. Brazil
United States Magistrate Judge

**AMENDED STIPULATION AND ORDER SELECTING ADR PROCESS/ADR
CERTIFICATION**

SIGNATURE AND CERTIFICATION BY PARTIES AND LEAD TRIAL COUNSEL

Pursuant to Civ. L.R. 16 and ADR L.R. 3-5(b), each of the undersigned certifies that he or she has read either the handbook entitled “Dispute Resolution Procedures in the Northern District of California,” or the specified portions of the ADR Unit’s Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

(Note: This Certification must be signed by each party and its counsel. For e-filers, please consult General Order No. 45, Section X regarding signatures.)

Dated: May 25, 2005 /s/ Hideaki Kitamura
Hideaki Kitamura, for Plaintiff Nidec Corporation

Dated: May 25, 2005 /s/ David C. Bohrer
David C. Bohrer, Counsel for Plaintiff Nidec Corporation

Dated: May 25, 2005 /s/ Tetsuro Fuse
Tetsuro Fuse, General Manager, for Defendant Victor Company of Japan, Ltd.

Dated: May 25, 2005 /s/ Tetsuro Fuse
Tetsuro Fuse, General Manager, for Defendant JVC Components (Thailand) Co., Ltd.

Dated: May 25, 2005 /s/ Takuo Hatano
Takuo Hatano, for Defendant Agilis Inc.

Dated: May 25, 2005 /s/ Kevin Matsumoto
Kevin Matsumoto, for Defendant Agilis Technology Inc.

**AMENDED STIPULATION AND ORDER SELECTING ADR PROCESS/ADR
CERTIFICATION**

Rev 4/01

Dated: May 25, 2005

/s/ Anthony F. Lo Cicero

**Anthony F. Lo Cicero, Counsel for Defendants Victor
Company of Japan, Ltd., JVC Components (Thailand) Co.,
Ltd., Agilis Inc., and Agilis Technology Inc.**

**AMENDED STIPULATION AND ORDER SELECTING ADR PROCESS/ADR
CERTIFICATION**

Rev 4/01

1 Pursuant to General Order No. 45, Section X(B) regarding signatures, I, David C. Bohrer,
2 attest that concurrence in the filing of this document has been obtained from each of the other
3 signatories. I declare under penalty of perjury under the laws of the United States of America
4 that the foregoing is true and correct. Executed this 26th day of May, 2005, at Palo Alto.
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7 /s/ David C. Bohrer
8 David C. Bohrer
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12 **NOTE:** You also must concurrently submit a copy of any ADR Forms filed to the ADR Unit by
13 fax (415-522-4112), hand delivery (ADR Program, 450 Golden Gate Avenue, 16th Floor, Room
14 16-6892, San Francisco, CA) or as a PDF attachment by email to adr@cand.uscourts.gov.
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**AMENDED STIPULATION AND ORDER SELECTING ADR PROCESS/ADR
CERTIFICATION**

Rev 4/01